

## CEREALS AND CEREAL PRODUCTS

## BAKERY PRODUCTS

**13214. Action to enjoin and restrain the interstate shipment of bakery products. U. S. v. David's Baking Co., Inc. Consent decree granting injunction. (Inj. No. 181.)**

**COMPLAINT FILED:** February 5, 1948, District of Massachusetts, against David's Baking Co., Inc., Fall River, Mass.

**NATURE OF CHARGE:** That the defendant had been and was still introducing and delivering for introduction into interstate commerce, at Fall River, Mass., bread, rolls, and other baked food products, which were adulterated in the following respects:

Section 402 (a) (3), the products consisted in part of filthy substances, such as whole insects, large insect parts, insect fragments, part of a rodent, rodent hair fragments, and other filth; and, Section 402 (a) (4), they had been and were still being prepared and held under insanitary conditions whereby they may have become contaminated with filth.

The complaint alleged further that rodents, rodent excreta, beetles, other insects, and other filthy substances, such as larvae, insect webbing, and non-descript dirt, were present in and around the plant where the bakery products were being prepared and held, and in and around the equipment and raw materials used for preparing and holding the bakery products; that the presence of such filth contaminated the foods and subjected them to contamination by rodents and insects and their excreta and other filth; and that because of inadequate, insanitary toilet facilities in the plant and general carelessness on the part of the employees, the bakery products prepared and held therein were subject to contamination.

**PRAYER OF COMPLAINT:** That the defendant be perpetually enjoined from commission of the acts complained of; and that a preliminary injunction be granted during the pendency of the action.

**DISPOSITION:** February 13, 1948. The defendant having consented to the entry of a decree, the court issued an order perpetually enjoining the defendants from shipping in interstate commerce any adulterated baked food product or food which would be prepared in the future at the Fall River, Mass., plant.

**13215. Adulteration of bakery products. U. S. v. Hy-Klas Food Products, Inc., and Charles J. Nelson. Pleas of guilty. Joint fine, \$1,000. (F. D. C. No. 24523. Sample Nos. 20859-K, 20861-K, 20862-K, 20864-K, 20866-K.)**

**INFORMATION FILED:** May 12, 1948, Western District of Missouri, against Hy-Klas Food Products, Inc., St. Joseph, Mo., and Charles J. Nelson, manager.

**ALLEGED SHIPMENT:** On or about December 17 and 19, 1947, from the State of Missouri into the State of Kansas.

**LABEL, IN PART:** "Hy-Klas Cake [or "Bread," "Golden Crust Wheat Bread," "Cinnamon Rolls," or "Donuts"]."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the products consisted in part of filthy substances by reason of the presence of larvae, insect fragments, rodent hair fragments, and rodent hairs; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

**DISPOSITION:** May 12, 1948. Pleas of guilty having been entered on behalf of the defendants, the court imposed a fine of \$1,000, plus costs, to be paid jointly by Hy-Klas Food Products, Inc., and Charles J. Nelson.

**13216. Adulteration of bakery products. U. S. v. Irving R. Knapp (Glen Rock Steam Bakery). Plea of nolo contendere. Defendant fined \$100 and placed on 1 year's probation. (F. D. C. No. 23561. Sample Nos. 85317-H, 85318-H, 85320-H, 90261-H to 90264-H, incl., 90266-H, 90267-H.)**

**INFORMATION FILED:** August 26, 1947, Middle District of Pennsylvania, against Irving R. Knapp, trading as the Glen Rock Steam Bakery, Glen Rock, Pa.

**ALLEGED SHIPMENT:** On or about January 18 and 24 and May 2, 1947, from the State of Pennsylvania into the State of Maryland.

**LABEL, IN PART:** [Portion] "Glen Sandwich Loaf [or "Long Loaf"]," or "Glen-Home-Like Sandwich Rolls [or "Cocoanut Yellow Cake," "Black Walnut Cake," or "Vanilla Devils Food Cake"]."